

Steven T. Waterman (4164)
DORSEY & WHITNEY LLP
111 South Main Street, 21st Floor
Salt Lake City, UT 84111-2176
Telephone: (801) 933-7365
Facsimile: (801) 933-7373
waterman.steven@dorsey.com

Attorneys for Zions Bancorporation, N.A.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DIVISION OF UTAH, CENTRAL DIVISION**

COMMODITY FUTURES TRADING
COMMISSION, and STATE OF UTAH
DIVISION OF SECURITIES, through
Attorney General Sean D. Reyes,

Plaintiffs,

vs.

RUST RARE COIN, INC., a Utah
corporation and GAYLEN DEAN RUST,
an individual, DENISE GUNDERSON
RUST, an individual, JOSHUA DANIEL
RUST, an individual,

Defendants.

and

ALEESHA RUST FRANKLIN, an
individual, R LEGACY RACING, INC., a
Utah corporation, R LEGACY
ENTERTAINMENT, LLC, a Utah limited
liability company, and R LEGACY
INVESTMENTS, LLC, a Utah limited
liability company,

Relief Defendants.

**MOTION OF
ZIONS BANCORPORATION, N.A.
FOR TERMINATION OF
INTERVENTION WITH CONSENT**

Civil No. 2:18-CV-00892-TC
Judge Tena Campbell

Zions Bancorporation, N.A. (“Zions Bank”) moves this Court to terminate its prior limited intervention (the “Motion”) in this case as the matter of limited intervention has been resolved.

STATEMENT OF RELIEF SOUGHT

Zions Bank requests that its prior limited intervention in this case be terminated. The Receiver consents to the relief sought.

RELEVANT FACTS

1. On November 27, 2018, the Court entered an order appointing Jonathan O. Hafen as receiver for the Receivership defendants (“Receivership Order”). *See* ECF No. 54.

2. On February 19, 2019, Zions Bank moved for limited intervention to resolve a dispute as to entitlement to funds. *See* ECF No. 112.

3. On March 12, 2019, this Court entered an order granting Zions Bank limited intervention for resolution of ownership of the funds. *See* ECF No. 140.

4. After moving and being granted limited intervention, Zions Bank filed its Interpleader Motion. *See* ECF No. 141.

5. Based upon litigation between the Receiver and Leland S. Jacobson, individually and as Trustee of the Leland S. Jacobson Trust, the Court resolved the issue. *See* ECF No. 320.

6. All matters for which Zions Bank was granted limited intervention have now been fully resolved.

7. The Plaintiffs and Receiver consent to the termination of the intervention of Zions Bank.

ARGUMENT

The sole purpose for the limited intervention of Zions Bank was the resolution of ownership of the funds which has occurred. Therefore, the limited intervention of Zions Bank may now be terminated. The Plaintiffs and Receiver consent.

CONCLUSION

Wherefore, Zions Bank requests that this Court terminate the limited intervention of Zions Bank effective as of the date hereof.

DATED this 23rd day of June, 2022.

DORSEY & WHITNEY LLP

/s/ Steven T. Waterman
Steven T. Waterman
Attorneys for Zions Bancorporation, N.A.

Consent of counsel for:
Jonathan O. Hafen, Receiver
Parr Brown Gee & Loveless

/s/ Cynthia D. Love (per email 6/23/2022)
Cynthia D. Love

Commodity Futures Trading Commission,
Plaintiff

/s/ Monique McElwee (per email 6/23/2022)
Monique McElwee

State of Utah, Utah Division of Securities,
Plaintiff

/s/ Thomas M. Melton (per email 6/23/2022)
Thomas M. Melton

CERTIFICATE OF SERVICE BY ECF

I hereby certify that service of the above MOTION OF ZIONS BANCORPORATION, N.A. FOR TERMINATION OF INTERVENTION WITH CONSENT was effectuated by this Court's ECF system on this 23rd day of June, 2022.

/s/ Karen Bingham
Legal Assistant